

Amendment No. 1 to HB2363

Casada
Signature of Sponsor

AMEND Senate Bill No. 2225

House Bill No. 2363*

by deleting in the amendatory language of SECTION 1 the subsection designation “(b)” and substituting instead the subsection designation “(c)”

AND FURTHER AMEND by deleting in subdivision (4) of the amendatory language of SECTION 3 the word “heath” and by substituting instead the word “health”

AND FURTHER AMEND by inserting in subdivision (12) of the amendatory language of SECTION 3 a comma “,” after the phrase “emotional disturbances” and before the phrase “and intellectual or developmental disabilities”

AND FURTHER AMEND by deleting the amendatory language of SECTION 4 in its entirety and by substituting instead the following:

(a) The departments have the authority to license services and facilities operated for the provision of mental health services, alcohol and drug abuse prevention and/or treatment, for the provision of services for intellectual and developmental disabilities and for personal support services. The department of mental health shall license services and facilities operated for persons with mental illness and/or serious emotional disturbance or in need of alcohol and drug abuse prevention and/or treatment services. The department of mental health shall also license personal support services for the aged as well as persons with mental illness. Services and facilities operated for persons with intellectual or developmental disabilities and personal support services for persons with intellectual or developmental disabilities shall be licensed by the department of intellectual and developmental disabilities. Notwithstanding any references in this part to the licensing of “facilities’ or “services’, only persons, proprietorships, partnerships, associations, governmental agencies or corporations may be listed on license applications or licenses as the licensed entity.

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AND FURTHER AMEND by deleting in the amendatory language of SECTION 5 the language “the primary purpose of the facility is other than the provision” and substituting instead the language “the primary purpose of the facility is other than the provision”

AND FURTHER AMEND by adding in subsection (a) of the amendatory language of SECTION 9 the word “proprietorship,” between the word “person,” and the word “partnership,”

AND FURTHER AMEND by deleting the amendatory language of SECTION 12 in its entirety and substituting new language as follows:

(a) Any residential facility that houses persons with intellectual or developmental disabilities and is required by law to be licensed by the department shall not receive a license if the facility houses more than four (4) persons served and is not licensed on June 23, 2000. The department shall not license more than two (2) such residential facilities within five hundred yards (500 yds.) in any direction from other such facilities housing persons served. All set-back requirements applicable to lots where such facilities are located shall apply to such residential facilities.

AND FURTHER AMEND by deleting in the amendatory language of SECTION 13 the words “school” and “dully” in their entirety and substituting, respectively, the words “schools” and “dually”

AND FURTHER AMEND by deleting SECTION 15 in its entirety and by substituting instead the following:

SECTION 15. This act shall take effect upon becoming law, the public welfare requiring it.